

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. APR 26 1994

Returned to applicant for correction.

Corrected application filed. Map filed JUN 23 1994 under 59110

The applicant. KERRY LYNN HOLT

Box 249

Street and No. or P.O. Box No.

of

Enterprise

City or Town

Utah 84725

State and Zip Code No.

hereby make. S application for permission to change the

Point of Diversion and Place of Use of a Portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under. Permit 28233 Certificate 12817

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is. Underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed. 49.612 Acre feet .2222 c.f.s.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for. Irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for. Irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point. within the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Sec. 10, T5N, R66E,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.M., at a point from which the Northeast Corner of said Section 10 bears N  
distance to a section corner. If on unsurveyed land, it should be stated.  
01° 34' 09" E a distance of 1,820.95 feet. (Lincoln County)
6. The existing permitted point of diversion is located within. SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 10, T6N, R66E, M.D.M.,  
If point of diversion is not changed, do not answer.  
at a point from which the N $\frac{1}{4}$  Corner of said Section 10 bears N 0° 50' E a distance  
of 2,560.00 feet. (Lincoln County)
7. Proposed place of use. SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  (40.0 Ac.); SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  (40.0 Ac.); NW $\frac{1}{4}$  of the  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
SE $\frac{1}{4}$  (40.0 Ac.); and NE $\frac{1}{4}$   
of the SE $\frac{1}{4}$  (40.0 Ac.); all within Section 10, T5N, R66E, M.D.M., Totalling 160.0  
Acres of which 12.403 Acres will be irrigated by this permit.
8. Existing place of use. 12.403 Acres within the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 10, T6N, R66E,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
M.D.M. - Total 12.403 Acres (Lincoln County)  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from. January 1st to. December 31st of each year.  
Month and Day Month and Day
10. Use was permitted from. January 1st to. December 31st of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well will be drilled and cased to a depth  
State manner in which water is to be diverted, i.e. diversion structure,  
sufficient to service a rotary pivot. Lines will be installed to supply pivot.  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works. \$45,000.00
13. Estimated time required to construct works. 3 years

14. Estimated time required to complete the application of water to beneficial use 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

N/A

Note: Reference Map for Applications 59110 & 59111 for existing and  
proposed Place of Use and Point of Diversion.

By s/Frank C. Hulse

Frank C. Hulse, PLS Agent  
Box 510  
Pioche, Nevada 89043

Compared bc/bc jr/bk

Protested \_\_\_\_\_

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 28233, Certificate 12817 is issued subject to the terms and conditions imposed in said Permit 28233, Certificate 12817 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59110 and 60015 shall not exceed 480.0 acre-feet annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2222 cubic feet per second, but not to exceed 49.612 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before June 21, 1996

Proof of completion of work shall be filed before July 21, 1996

Application of water to beneficial use shall be made on or before June 21, 1999

Proof of the application of water to beneficial use shall be filed on or before July 21, 1999

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUN 17 1996

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 21st day of June

A.D. 19 95

R. Michael Turnipseed P.E.  
State Engineer

Abrogated By 63115 0.2222 cert 11/14/01